

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Sheet 1 of 9

APPLICATION NO.: 09/337,893

ATTY. DOCKET NO.: C1039.70022US00

FILING DATE: June 21, 1999

CONFIRMATION NO.: 9627

APPLICANT: Krieg et al.

GROUP ART UNIT: 1645

EXAMINER: Nita M. Minnifield

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		Number	Kind Code		
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*NM Minnifield 2-20-05*

**INFORMATION DISCLOSURE  
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Sheet

2

of

9

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*N M Minnifield 2-20-05*

FORM PTO-1449/A and B (Modified)

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Sheet 3 of 9

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N.M. Minnifield 2-20-05

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Sheet

4

of

9

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT		FILING DATE: June 21, 1999	CONFIRMATION NO.: 9627
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Sheet	5	of	9

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FORM PTO-1449/A and B (Modified)

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Sheet

6

of

9

APPLICATION NO.: 09/337,893

ATTY. DOCKET NO.: C1039.70022US00

FILING DATE: June 21, 1999

CONFIRMATION NO.: 9627

APPLICANT: Krieg et al.

GROUP ART UNIT: 1645

EXAMINER: Nita M. Minnifield

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		FILING DATE: June 21, 1999	CONFIRMATION NO.: 9627
		APPLICANT: Krieg et al.	
		GROUP ART UNIT: 1645	EXAMINER: Nita M. Minnifield
Sheet	7	of	9

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Sheet

8

of

9

APPLICATION NO.: 09/337,893

ATTY. DOCKET NO.: C1039.70022US00

FILING DATE: June 21, 1999










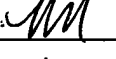




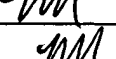
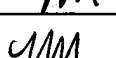
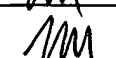


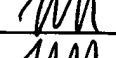
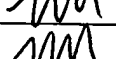
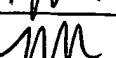
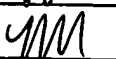

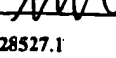


CONFIRMATION NO.: 9627

APPLICANT: Krieg et al.

GROUP ART UNIT: 1645

EXAMINER: Nita M. Minnifield

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	C149	Patent Interference No. 105,171. Iowa Preliminary Motion 3 (for Judgment Based on Failure to Comply with 35 U.S.C. 135(b)) (Electronically filed, unsigned). June 7, 2004.		
	C150	Patent Interference No. 105,171. Iowa Preliminary Motion 4 (For Judgment of No Interference in Fact) (Electronically filed, unsigned). June 7, 2004.		
	C151	Patent Interference No. 105,171. Iowa Preliminary Motion 5 (For Judgment Based on Lack of Enablement) (Electronically filed, unsigned). June 7, 2004.		
	C152	Patent Interference No. 105,171. Iowa Preliminary Motion 6 (For Judgment Based Lack of an Adequate Written Description) (Electronically filed, unsigned). June 7, 2004.		
	C153	Patent Interference No. 105,171. Iowa Preliminary Motion 7 (Motion to Redefine the Interference to Designate Claims as Not Corresponding to the Count) (Electronically filed, unsigned). June 7, 2004.		
	C154	Patent Interference No. 105,171. Iowa Preliminary Motion 8 (Contingent Motion to Redefine Count) (Electronically filed, unsigned). June 7, 2004.		
	C155	Patent Interference No. 105,171. Iowa Preliminary Motion 9 (Motion for Benefit of Earlier Application) (Electronically filed, unsigned). June 7, 2004.		
	C156	Patent Interference No. 105,171. Iowa Preliminary Motion 10 (Contingent Motion to Redefine the Interference By Adding A Continuation Application) (Electronically filed, unsigned). July 2, 2004.		
	C157	Patent Interference No. 105,171. Regents of the University of California Preliminary Statement. June 7, 2004.		

*NM Minnifield* 2-20-05



FORM PTO-1449/A and B (Modified)  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		APPLICATION NO.: 09/337,893	ATTY. DOCKET NO.: C1039.70022US00
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		GROUP ART UNIT: 1645	EXAMINER: Nita M. Minnifield
Sheet	9	of	9

**OTHER ART — NON PATENT LITERATURE DOCUMENTS**

<i>M</i>	C158	Patent Interference No. 105,171. Regents of the University of California Preliminary Motion 1 (To Designate Additional Claims of the Iowa Patent as Corresponding to the Count). June 7, 2004.		
<i>M</i>	C159	Patent Interference No. 105,171. Regents of the University of California Preliminary Motion 2 (For Judgment Based on Lack of Written Description Support and Introducing New Matter). June 7, 2004.		
<i>M</i>	C160	Patent Interference No. 105,171. Regents of the University of California Preliminary Motion 3 (For Judgment Based on Anticipation). June 7, 2004.		
<i>M</i>	C161	Patent Interference No. 105,171. Regents of the University of California Preliminary Motion 4 (For Judgment Based on Obviousness). June 7, 2004.		
<i>M</i>	C162	Patent Interference No. 105,171. Regents of the University of California Preliminary Motion 5 (For Judgment Based on Anticipation). June 7, 2004.		
<i>M</i>	C163	Patent Interference No. 105,171. Regents of the University of California Preliminary Motion 6 (For Judgment Based on Inequitable Conduct). June 7, 2004.		
<i>M</i>	C164	Patent Interference No. 105,171. Regents of the University of California Preliminary Motion 7 (For Benefit of an Earlier Application under 37 CFR 1.633(j)). July 2, 2004.		
<i>M</i>	C165	Patent Interference No. 105,171. Regents of the University of California Preliminary Motion 8 (To Add Additional Claims Under 37 CFR 1.633(c)(2) and (i)). July 2, 2004.		
<i>M</i>	C166	Amended Claims for Application Number 09/265,191, filed March 10, 1999.		

EXAMINE R <i>NM. Minnifield</i>	DATE CONSIDERED <i>2-20-05</i>
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#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

\*a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. \_\_, filed \_\_, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications).

[NOTE - The Office hereby waives the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC 371 after June 30, 2003. See 37 CFR 1.491(b). For all patent applications filed on or before June 30, 2003, copies of cited U.S. patents and patent application publications are still required unless an IDS is filed. Copies of all other patent(s), publication(s), or other information listed must still be provided, even if it was previously submitted to, or cited by, the U.S. Patent Office in an earlier application, unless the earlier application is identified by the IDS and is relied upon for an earlier filing date under 35 U.S.C. §120, and the copy was provided in the earlier application.]

**FOIA PTO-1449/A and B (Modified) OCT 28 2004**

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GROUP ART UNIT: 1645		EXAMINER: Nita M. Minnifield	

Sheet 1 of 3

**U.S. PATENT DOCUMENTS**

Examiner's Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication or of issue of Cited Document MM-DD-YYYY
		Number	Kind Code		
		2004-0181045	A1	Krieg et al.	09-16-2004
		2004-0198688	A1	Krieg et al.	10-07-2004

**OTHER ART — NON PATENT LITERATURE DOCUMENTS**

Examiner's Initials	Cite No	Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)	
<i>MM</i>		Patent Interference No. 105,171. Iowa Opposition 1 (opposition to motion to designate additional claims as corresponding to the Count) (Electronically filed, unsigned). September 9, 2004.		
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<i>MM</i>		Patent Interference No. 105,171. Iowa Opposition 3 (opposition to motion for judgment based on anticipation) (Electronically filed, unsigned). September 9, 2004.		
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<i>MM</i>		Patent Interference No. 105,171. Iowa Opposition 7 (opposition to motion for benefit of an earlier application under 7 CFR 1.633(i)) (Electronically filed, unsigned). September 9, 2004.		
<i>MM</i>		Patent Interference No. 105,171. Iowa Opposition 8 (opposition to motion to add additional claims under 37 CFR 1.633(2) and (i)) (Electronically filed, unsigned). September 9, 2004.		
<i>MM</i>		Patent Interference No. 105,171. Regents of the University of California Opposition 3 (to Iowa Preliminary Motion 3 for judgment under 35 USC 135(b)). September 9, 2004.		
<i>MM</i>		Patent Interference No. 105,171. Regents of the University of California Opposition 4 (to Iowa Preliminary Motion 4 for judgment of no interference in fact). September 9, 2004.		
<i>MM</i>		Patent Interference No. 105,171. Regents of the University of California Opposition 5 (to Iowa Preliminary Motion 5 for judgment that UC's claim is not enabled). September 9, 2004.		
<i>MM</i>		Patent Interference No. 105,171. Regents of the University of California Opposition 6 (to Iowa Preliminary Motion 6 for judgment based on lack of adequate written description). September 9, 2004.		
<i>MM</i>		Patent Interference No. 105,171. Regents of the University of California Opposition 7 (to Iowa Preliminary Motion 7 to redefine the interference). September 9, 2004.		
<i>MM</i>		Patent Interference No. 105,171. Regents of the University of California Opposition 8 (to Iowa Preliminary Motion 8 to redefine the Count). September 9, 2004.		
<i>MM</i>		Patent Interference No. 105,171. Regents of the University of California Response 9 (to Iowa Contingent Motion 9 for benefit). September 9, 2004.		
<i>MM</i>		Patent Interference No. 105,171. Regents of the University of California Opposition 10 (to Iowa Contingent Motion 10 to redefine the interference). September 9, 2004.		
<i>MM</i>		Patent Interference No. 105,171. Iowa Reply 3 (in support of Iowa Preliminary Motion 3 for judgment under 35 U.S.C. §135(b)) (Electronically filed, unsigned). October 15, 2004.		
<i>MM</i>		Patent Interference No. 105,171. Iowa Reply 4 (in support of Iowa Preliminary Motion for judgment of no interference in fact) (Electronically filed, unsigned). October 15, 2004.		
<i>MM</i>		Patent Interference No. 105,171. Iowa Reply 5 (in support of Iowa Preliminary Motion 5 for judgment that UC's claim 205 is not enabled) (Electronically filed, unsigned). October 15, 2004.		

*NM Minnifield 2-20-05*

FORM PTO-1449/A and B (Modified) <b>OCT 28 2004</b> <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		APPLICATION NO.: 09/337,893	ATTY. DOCKET NO.: C1039.70022US00
		FILING DATE: June 21, 1999	CONFIRMATION NO.: 9627
		APPLICANT: Krieg et al.	
		GROUP ART UNIT: 1645	EXAMINER: Nita M. Minnifield
Sheet	2	of	3

	Patent Interference No. 105,171. Iowa Reply 6 (in support of Iowa Preliminary Motion 6 for judgment based on lack of adequate written description) (Electronically filed, unsigned). October 15, 2004.		
	Patent Interference No. 105,171. Iowa Reply 7 (in support of Iowa Preliminary Motion 7 to redefine the interference) (Electronically filed, unsigned). October 15, 2004.		
	Patent Interference No. 105,171. Iowa Reply 8 (in support of Iowa Preliminary Motion 8 to redefine the count) (Electronically filed, unsigned). October 15, 2004.		
	Patent Interference No. 105,171. Iowa Reply 10 (in support of Iowa Preliminary Motion 10 to redefine the interference) (Electronically filed, unsigned). October 15, 2004.		
	Patent Interference No. 105,171. Regents of the University of California Reply 1 (to Iowa's opposition to UC's motion to designate Iowa claims as corresponding to the Count). October 15, 2004.		
	Patent Interference No. 105,171. Regents of the University of California Reply 2 (to Iowa's opposition to UC Preliminary Motion 2 for Judgment). October 15, 2004.		
	Patent Interference No. 105,171. Regents of the University of California Reply 3 (to Iowa's Opposition to UC Preliminary Motion 3 for Judgment). October 15, 2004.		
	Patent Interference No. 105,171. Regents of the University of California Reply 4 (to Iowa's Opposition to UC Preliminary Motion 4 for Judgment). October 15, 2004.		
	Patent Interference No. 105,171. Regents of the University of California Reply 5 (to Iowa's Opposition to UC Preliminary Motion 5 for Judgment). October 15, 2004.		
	Patent Interference No. 105,171. Regents of the University of California Reply 6 (to Iowa's opposition to UC Preliminary Motion 6 for judgment). October 15, 2004.		
	Patent Interference No. 105,171. Regents of the University of California Reply 7 (to Iowa's Opposition to UC Preliminary Motion 7 for Benefit). October 15, 2004.		
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	[No Author Listed] <a href="http://www.doctorfungus.com/the_fungi/Cryptococcus.htm">http://www.doctorfungus.com/the_fungi/Cryptococcus.htm</a> . Exhibit 1029.		
	[No Author Listed] <a href="http://www.doctorfungus.com/the_fungi/Blastomyces.htm">http://www.doctorfungus.com/the_fungi/Blastomyces.htm</a> . Exhibit 1030.		

*N M Minnifield 2-20-05*

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OCT 28 2004		FILING DATE: June 21, 1999		CONFIRMATION NO.: 9627	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		APPLICANT: Krieg et al.			
		GROUP ART UNIT: 1645		EXAMINER: Nita M. Minnifield	
Sheet	3	of	3		

<i>mm</i>	[No Author Listed] <a href="http://www.doctorfungus.com/the_fungi/Alternaria.htm">http://www.doctorfungus.com/the_fungi/Alternaria.htm</a> . Exhibit 1031.		
<i>mm</i>	[No Author Listed] <a href="http://www.cancer.gov/newscenter/pressreleases/cancervaccines/print">http://www.cancer.gov/newscenter/pressreleases/cancervaccines/print</a> . Exhibit 1042.		
<i>mm</i>	[No Author Listed] <a href="http://www.cancer.gov/clinicaltrials/learning/cancervaccines/print">http://www.cancer.gov/clinicaltrials/learning/cancervaccines/print</a> . Exhibit 1043.		
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<i>mm</i>	[No Author Listed] <a href="http://www.plwc.org/plwc/mainconstructor">http://www.plwc.org/plwc/mainconstructor</a> . Exhibit 2073.		
<i>mm</i>	[No Author Listed] <a href="http://www.icare.org/treatment/tcwvt4.htm">http://www.icare.org/treatment/tcwvt4.htm</a> . Exhibit 2074.		

EXAMINER: <i>N. M. Minnifield</i>	DATE CONSIDERED: <i>2-20-05</i>
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#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

\*a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. \_\_, filed \_\_, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications).

[NOTE - The Office hereby waives the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC 371 after June 30, 2003. See 37 CFR 1.491(b). For all patent applications filed on or before June 30, 2003, copies of cited U.S. patents and patent application publications are still required unless an IDS is filed. Copies of all other patent(s), publication(s), or other information listed must still be provided, even if it was previously submitted to, or cited by, the U.S. Patent Office in an earlier application, unless the earlier application is identified by the IDS and is relied upon for an earlier filing date under 35 U.S.C. §120, and the copy was provided in the earlier application.]